

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator  
L. Carol Edmonds, Deputy County Administrator

DATE: February 8, 2016

**SUBJECT: AGENDA REPORT**

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**I. CALL TO ORDER**

**II. INTO CLOSED MEETING**

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (7) Consultation with Legal Counsel and Briefings from Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1. Amended and Restated Commerce Park Participation Agreement

(1) Discussion, Consideration or Interviews of Prospective Candidates for Employment, Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. CPMT

**III. OUT OF CLOSED MEETING**

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

#### **IV. CERTIFICATION OF CLOSED MEETING**

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

#### **V. INVOCATION**

#### **VI. PLEDGE OF ALLEGIANCE**

#### **VII. PRESENTATIONS, RECOGNITIONS AND AWARDS**

##### **A. Christiansburg Lion's Club 75<sup>th</sup> Anniversary**

Doug Kanney, President of the Christiansburg Lion's Club, will address the Board and request that February 22-27, 2016 be designated as Christiansburg Lions Club Week in Montgomery County. A resolution is listed on the agenda under New Business for the Board's consideration.

##### **B. Virginia Department of Transportation**

David Clarke, VDOT, will provide an update on road projects/issues in Montgomery County.

**C. FY 2017 High Volume Unpaved Road Program**

Planning Director Emily Gibson will provide information on VDOT's High Volume Unpaved Road Program.

**D. Former Prices Fork Elementary School Comprehensive Community Revitalization Project – VDHCD Grant Fund**

Jennifer Wilsie and Elisabeth Willis, members of the Old School Food Center Advisory Committee, will provide information on the former Prices Fork Elementary School Comprehensive Community Revitalization Project and application for grant funds through the Virginia Department of Housing and Community Development's Vibrant Communities Initiative Program.

**VIII. INTO WORK SESSION**

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Presentation of the FY 2017 School Budget
2. Discussion of Constitutional Officers

**IX. OUT OF WORK SESSION**

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

1. Action Following Work Session

**X. PUBLIC ADDRESS**

**XI. ADDENDUM**

**XII. CONSENT AGENDA**

**XIII. NEW BUSINESS**

- A. SUBJECT: RESOLUTION – AMENDED AND RESTATED  
COMMERCE PARK PARTICIPATION  
AGREEMENT AND REVENUE SHARING  
AGREEMENT**

**R-FY-16-  
RESOLUTION APPROVING AMENDED AND RESTATED  
NEW RIVER VALLEY COMMERCE PARK PARTICIPATION  
AND REVENUE SHARING AGREEMENT**

WHEREAS, The County of Montgomery, Virginia, is a member locality of Virginia's First Regional Industrial Facility Authority which was created pursuant to the Virginia Regional Industrial Facilities Act, Chapter 64, Title 15.2 of the Code of Virginia, 1950, as amended ("the Act") and the Agreement Creating Virginia's First Regional Industrial Facility Authority dated September 1, 1998; and

WHEREAS, Pursuant to the authority granted under the Act the County of Montgomery has entered into the New River Valley Commerce Park Project Participation Agreement for the development of the Commerce Park Project with the Counties of Pulaski, Giles, Roanoke, Craig and Bland, the Cities of Radford and Roanoke and the Towns of Pulaski, Dublin and Pearisburg ("the Participants"); and

WHEREAS, The Participants are both members of the Project Participation Committee and members of the Authority; and

WHEREAS, The Participants as members of the Participation Committee and as members of the Authority desire to dissolve the Committee and thereafter exercise the decision making responsibilities for the Commerce Park as Participant Shareholders and as members of the Authority; and

WHEREAS, The purpose of Amended and Restated New River Valley Commerce Park Participation and Revenue Sharing Agreement is to (1) expand the scope of the Project Description to include the overall management and development of the Commerce Park; (2) dissolve the Project Participation Committee; (3) preserve the voting rights of the Participants as shareholders in the Commerce Park; (4) update the Finance Plan for the Commerce Park; (5) amend the original share payment to include only the payment of debt service; and (6) amend the Revenue Sharing provisions; and

WHEREAS, The Board of Supervisors desires to approve and enter into the Amended and Restated New River Valley Commerce Park Participation and Revenue Sharing Agreement.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby approves the Amended and Restated Participation Agreement by and between Virginia's First Regional Industrial Facility Authority (of which the County of Montgomery is a member), the Counties of Bland, Craig, Montgomery, Giles, Pulaski, and Roanoke, the Cities of Radford and Roanoke and the Towns of Pulaski, Dublin and Pearisburg and authorizes Christopher A. Tuck, Chair, to sign the Agreement on behalf of the County of Montgomery, Virginia.

ISSUE/PURPOSE: To amend and restate the Commerce Park Participation Agreement and Revenue Sharing Agreement.

JUSTIFICATION: The purpose of the Amended and Restated New River Valley Commerce Park Participation and Revenue Sharing Agreement is to (1) expand the scope of the Project Description to include the overall management and development of the Commerce Park; (2) dissolve the Project Participation Committee; (3) preserve the voting rights of the Participants as shareholders in the Commerce Park; (4) update the Finance Plan for the Commerce Park; (5) amend the original share payment to include only the payment of debt service; and (6) amend the Revenue Sharing provisions.

**B. SUBJECT: RESOLUTION TO ADD CLARENCE ROAD (SR 601) TO THE SIX-YEAR ROAD IMPROVEMENT PLAN FOR SECONDARY ROADS FOR FY 2015/16-2020/21**

**R-FY-16-  
RESOLUTION TO ADD CLARENCE ROAD (SR 601)  
TO THE SIX-YEAR ROAD IMPROVEMENT PLAN  
FOR SECONDARY ROADS FOR FY 2015/16 – 2020/21**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors adds the following road to Montgomery County's Six-Year Road Improvement Plan for Secondary Roads for FY 2015/16 – 2020/21:

<u>Priority</u>	<u>Route #</u>	<u>Road Name</u>	<u>From: To:</u>	<u>Description</u>
6	601	Clarence Road	From intersection of Laurel Ridge Mill Road (SR 602) to intersection of Rustic Ridge Road (SR 616) approximately 1.10 miles	Reconstruct unpaved portion

ISSUE/PURPOSE: Add Clarence Road (SR 601) to the Six-Year Road Improvement Plan for Secondary Roads for FY 2015/15 – 2020/21.

JUSTIFICATION: In order to qualify for FY 2017 High Volume Unpaved Road Program funds, the road must be in the Six-Year Road Improvement Plan for Secondary Roads. See TAB **B** for a copy of the Board's resolution approving the Six-Year Road

**C. SUBJECT: RESOLUTION TO AUTHORIZE THE FILING  
OF AN APPLICATION FOR VDOT'S FY 2017  
HIGH VOLUME UNPAVED ROAD PROGRAM  
FUNDS FOR IMPROVEMENTS ON  
CLARENCE ROAD (SR 601)**

**R-FY-16-  
RESOLUTION AUTHORIZING THE FILING  
OF AN APPLICATION FOR VDOT'S  
FY 2017 HIGH VOLUME UNPAVED ROAD PROGRAM  
FUNDS FOR IMPROVEMENTS ON  
CLARENCE ROAD (SR 601)**

WHEREAS, Section 33.2-358 of the Code of Virginia, authorizes the Virginia Department of Transportation (VDOT) to set-aside unpaved road funds for providing a hard-surface to unpaved roads with traffic volumes over 50 vehicles per day; and

WHEREAS, The Commonwealth Transportation Board (CTB) set aside a portion of these funds to address high volume unpaved roads, which are defined as unpaved roads with a traffic count greater than 500 vehicles per day and applications for the FY 2017 High Volume Unpaved Road Program are now being accepted; and

WHEREAS, Montgomery County has identified Clarence Road (SR 601) from the intersection of Laurel Ridge Mill Road (SR 602) to the intersection of Rustic Ridge Road (SR 616), approximately 1.10 miles as qualifying for VDOT's FY 2017 High Volume Unpaved Road Programs funds.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that:

1. Montgomery County wishes to apply for \$300,000 of FY 2017 High Volume Unpaved Road Program funds to make improvements on Clarence Road (SR 601) from the intersection of Laurel Ridge Mill Road (SR 602) to the intersection of Rustic Ridge Road (SR 616), approximately 1.10 miles.
2. The Board of Supervisors hereby authorizes the County Administrator to execute all appropriate documents necessary for submission of an application to the Commonwealth Transportation Board (CTB) for said project.

ISSUE/PURPOSE: Authorization to apply for FY 2017 High Volume Unpaved Road Programs funds for improvements to Clarence Road (SR 601).

JUSTIFICATION: Applications are due by March 18, 2016. See TAB C for a copy of the letter from VDoT's Local Assistance Division. TAB C also includes a map showing the location of Clarence Road (SR 601).

**D. SUBJECT: RESOLUTION TO AUTHORIZE THE FILING OF AN APPLICATION FOR GRANT FUNDS – FORMER PRICES FORK ELEMENTARY SCHOOL COMPREHENSIVE COMMUNITY REVITALIZATION PROJECT**

**R-FY-16-  
RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE PREPARATION AND FILING OF AN APPLICATION  
FOR GRANT FUNDS THROUGH THE VIRGINIA DEPARTMENT OF HOUSING  
AND COMMUNITY DEVELOPMENT'S VIBRANT COMMUNITIES INITIATIVE  
PROGRAM**

WHEREAS, Montgomery County has identified the need for affordable rental housing for low-to-moderate income households as well as entrepreneurial opportunities for start-up or expanding local food businesses; and

WHEREAS, The County wishes to apply for Vibrant Communities Initiative (VCI) funds administered by the Virginia Department of Housing and Community Development (VDHCD) to provide affordable housing for ten (10) low-to-moderate income (LMI) households as well as upfits to commercial spaces that will provide opportunities for local food entrepreneurs to grow their businesses; and

WHEREAS, Montgomery County worked as part of a team identifying the former Prices Fork Elementary School as an excellent site for locating the facility; and

WHEREAS, The Old School Food Center Advisory Board, has participated in designing the facilities to be used by the Old School Food Center and participated in developing construction and operational pro formas that delineate a project that is feasible, fundable, and viable over the short- and long-term; and

WHEREAS, If VCI funding is awarded, the County will contract with the New River Valley Regional Commission in order to handle grant administration for the project; and

WHEREAS, The housing portion of the VCI funds has a match being met by HOME Consortium funds and there is no additional local match required; and

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that:

1. The Board of Supervisors hereby authorize County staff to apply on behalf of the County of Montgomery for \$2,500,000 of Vibrant Communities Initiative funds to be used for the Old Prices Fork School Comprehensive Community Revitalization project and hereby commits to submitting the funding application on behalf of the project.
2. The Board of Supervisors hereby authorizes the County Administrator to execute and file all appropriate documents necessary for submission of the County of Montgomery's Vibrant Communities Initiative application on or before February 24, 2016 and to provide such additional information as may be required by the Virginia Department of Housing and Community Development and if the VCI funding is awarded, to contract with the New River Valley Regional Commission to handle the grant administration for the project.

ISSUE/PURPOSE: Authorize the application for grant funds.

JUSTIFICATION: As part of the former Prices Fork School Comprehensive Community Revitalization project, the County wishes to apply for \$2.5 million grant funding through the Virginia Department of Housing and Community Development's Vibrant Communities Initiative Program. There is no local matching requirement.

**E. SUBJECT: TRANSFER FUNDS FROM SPECIAL CONTINGENCIES TO TREASURER'S OFFICE TO COVER UNION FIRST BANKING FEES**

**A-FY-16-  
TRANSFER FUNDS FROM SPECIAL CONTINGENCIES  
TO TREASURER'S OFFICE TO COVER  
UNION FIRST BANKING FEES**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:



**FROM:**

960 Special Contingencies (\$18,000)

**TO:**

162 Treasurer Collections \$18,000

Said resolution transfers funds from Special Contingencies to the Treasurer's Office for the costs associated with Union First banking fees.

ISSUE/PURPOSE: Transfer from Special Contingencies to the Treasurer's Office to cover bank fees.

JUSTIFICATION: This resolution transfers \$18,000 from Special Contingencies to the Treasurer's Office to cover Union First banking fees. Based on the County's banking services contract with Union First (effective May 2014), the County is required to pay for banking fees that were previously complimentary under the old contract with Stellar One Bank. These funds were held in Special Contingencies for the FY 16 budget, pending a potential new banking contract. The Treasurer has indicated that he intends to renew his current contract for banking services.

**F. SUBJECT: CHRISTIANSBURG LIONS CLUB 75<sup>TH</sup> ANNIVERSARY AND DESIGNATE FEBRUARY 22 -27 AS CHRISTIANSBURG LIONS CLUB WEEK**

**R-FY-16-  
RESOLUTION RECOGNIZING THE CHRISTIANSBURG LIONS CLUB  
75<sup>TH</sup> ANNIVERSARY AND DESIGNATING FEBRUARY 22-27, 2016  
AS CHRISTIANSBURG LIONS CLUB WEEK**

**WHEREAS**, The *Christiansburg Lions Club* was chartered on February 15, 1941 and will celebrate its 75<sup>th</sup> Anniversary on February 23, 2016; and

**WHEREAS**, Lions Club International is the world's largest service club organization with more than 1.4 million members in approximately 46,000 clubs in more than 200 countries; and

**WHEREAS**, The motto of Lions International is "We Serve!" and the members of the *Christiansburg Lions Club* are actively engaged in efforts to help the community, with a special emphasis on eyesight conservation and programs that assist the blind and vision impaired; and

**WHEREAS**, The *Christiansburg Lions Club* hosts fundraisers, such as the Holiday Craft Show, where the money from these projects go to support community needs such as eyeglasses and hearing aids for those who cannot afford them; eye vision clinics; monetary assistance for the needy; and, many other activities.

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors, on behalf of the citizens of Montgomery County, expresses its gratitude and appreciation to the volunteers of the *Christiansburg Lions Club* for their outstanding public service and dedication to the citizens of Montgomery County

**BE IT FURTHER RESOLVED**, The Board of Supervisors hereby designates the week of February 22-27, 2016 as *Christiansburg Lions Club Week* and hereby commends and congratulates the *Christiansburg Lions Club* upon reaching its 75<sup>th</sup> Anniversary.

ISSUE/PURPOSE: Resolution recognizing the 75<sup>th</sup> Anniversary of the Christiansburg Lions Club and designating the week of February 22 -27, 2016 as Christiansburg Lions Club Week.

**G. SUBJECT: RESOLUTION OF APPRECIATION – JOE IVERS**

**R-FY-16-  
RESOLUTION OF APPRECIATION  
MONTGOMERY COUNTY SCHOOL BOARD MEMBER  
JOE IVERS**

**WHEREAS**, The Board of Supervisors recognizes the importance of public education in our community; and

**WHEREAS**, The Board of Supervisors appreciates the vital role that the School Board plays in establishing policies to ensure an efficient and effective school system; and

**WHEREAS**, *Joe Ivers* represented District F on the Montgomery County School Board from January 1, 2008 through December 31, 2015; and

**WHEREAS**, During that time *Joe Ivers* demonstrated his strong commitment to the education and achievement of the students in Montgomery County.

***NOW, THEREFORE, BE IT RESOLVED***, By the Board of Supervisors of Montgomery County, that the Board of Supervisors hereby extends a unanimous vote of appreciation and gratitude to ***Joe Ivers*** for his outstanding public service as a member of the Montgomery County School Board.

***BE IT FURTHER RESOLVED***, That the original of this resolution be presented to ***Joe Ivers*** and that a copy be a part of the official minutes of Montgomery County.

**H. SUBJECT: RESOLUTION OF APPRECIATION – SARAH WOOLSEY**

**R-FY-16-  
RESOLUTION OF APPRECIATION  
MONTGOMERY COUNTY SCHOOL BOARD MEMBER  
SARAH WOOLSEY**

***WHEREAS***, The Board of Supervisors recognizes the importance of public education in our community; and

***WHEREAS***, The Board of Supervisors appreciates the vital role that the School Board plays in establishing policies to ensure an efficient and effective school system; and

***WHEREAS***, ***Sarah Woolsey*** represented District G on the Montgomery County School Board from January 1, 2012 through December 31, 2015; and

***WHEREAS***, During that time ***Sarah Woolsey*** demonstrated her strong commitment to the education and achievement of the students in Montgomery County.

***NOW, THEREFORE, BE IT RESOLVED***, By the Board of Supervisors of Montgomery County, that the Board of Supervisors hereby extends a unanimous vote of appreciation and gratitude to ***Sarah Woolsey*** for her outstanding public service as a member of the Montgomery County School Board.

***BE IT FURTHER RESOLVED***, That the original of this resolution be presented to ***Sarah Woolsey*** and that a copy be a part of the official minutes of Montgomery County.

**XIV. COUNTY ATTORNEY’S REPORT**

## **XV. COUNTY ADMINISTRATOR'S REPORT**

## **XVI. BOARD MEMBERS' REPORT**

1. Supervisor Perkins
2. Supervisor Creed
3. Supervisor Biggs
4. Supervisor DeMotts
5. Supervisor Sheppard
6. Supervisor King
7. Supervisor Tuck

## **XVII. OTHER BUSINESS**

## **XVIII. ADJOURNMENT**

### **FUTURE MEETINGS**

Adjourned Meeting  
Monday, February 22, 2016  
6:00 p.m. – Closed Meeting Items  
7:15 Regular Agenda

Special Meeting  
Budget Work Session  
Monday, March 7, 2016  
6:00 p.m.

Regular Meeting  
Monday, March 14, 2016  
6:00 p.m. – Closed Meeting Items  
7:15 Regular Agenda

Special Meeting  
Budget Work Session  
Monday, March 21, 2016  
6:00 p.m.